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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION III

841 Chestnut Building
Philadelphia, Pennsylvania 19107

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

NOV 17 1989

Mr. Ronald Putt
President
CryoChem, Inc.
Rd. #2, Box 74-A
Boyertown, PA 19512

Re: Alternate Drinking Water Supply
CryoChem Superfund Site
Operable Unit 1

Dear Mr. Putt:

On July 14, 1989, the Environmental Protection Agency (EPA) sent a "special notice" letter to you indicating that EPA intended to conduct or oversee a Remedial Design/Remedial Action ("RD/RA") for an alternate water supply at the CryoChem Superfund Site. The "special notice" letter stated that the remedy selected by EPA would be described in a Record of Decision (ROD) for the site after the public was given an opportunity to comment on EPA's preferred remedy. (A copy of the ROD is attached to this letter for your information.)

In the "special notice" letter, EPA determined that a period of negotiation may have facilitated an agreement between EPA and the potentially responsible parties (PRPs) for taking action at the site. In accordance with Section 122(e) of CERCLA, as amended, 42 U.S.C. Section 9622(e), EPA would not commence an RD/RA for one hundred twenty (120) days from the date of receipt of the "special notice" letter provided that a "good faith" proposal to conduct the RD/RA was made to EPA within sixty (60) days of your receipt of the "special notice" letter.

During previous meetings between EPA and PRPs, the PRP Group expressed an interest in taking over from the EPA the operation and maintenance of dual activated carbon filters at residential wells. Because the remedial alternative selected by EPA includes operation and maintenance of dual activated carbon filters at certain residential wells until a permanent supply of clean water is developed, EPA would like to provide you the opportunity to implement this portion, or any other portion, of the remedial alternative.

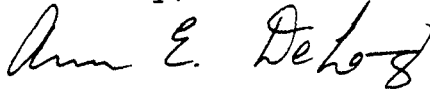
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Because a good faith proposal was not received by EPA, the Agency assumes that you have declined to conduct the RD/RA at the site and will thus proceed with the appropriate measures using Superfund monies. However, if you are willing to take over the operation and maintenance of the carbon filters as described in the ROD or any other part of the remedial alternative described in the ROD, contact the Remedial Project Manager for this site, Michael Towle, as soon as possible, but within thirty (30) days of your receipt of this letter. Please pay special attention to the fact that the remedy selected in the ROD is different than the remedy preferred in EPA's Proposed Plan (see Section VII of ROD). Any plans to conduct any portion of this remedial alternative must be detailed in a Remedial Design/Remedial Action Plan. Any correspondence should be addressed to:

Mr. Michael Towle (3HW21)
Remedial Project Manager
U.S. EPA, Region III
841 Chestnut Street
Philadelphia, PA 19107

Thank you for your cooperation. You may contact Mr. Towle at (215) 597-3166 if you wish to discuss this matter further.

Sincerely,



Patrick R. Anderson, Chief
SE Pennsylvania Remedial
Section 3HW21

Enclosure

cc: Brian Nishitani
Michael Towle

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